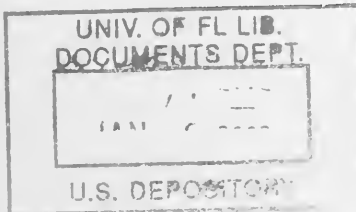


NATIONAL RECOVERY ADMINISTRATION

AMENDMENT TO
CODE OF FAIR COMPETITION
FOR THE
FUR MANUFACTURING
INDUSTRY

AS APPROVED ON FEBRUARY 13, 1935



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AMENDMENT TO CODE OF FAIR COMPETITION

FOR THE

FUR MANUFACTURING INDUSTRY

As Approved on February 13, 1935

ORDER

APPROVING AMENDMENT OF CODE OF FAIR COMPETITION FOR THE FUR MANUFACTURING INDUSTRY

WHEREAS, a code of Fair Competition for the Fur Manufacturing Industry was approved by the Administrator for Industrial Recovery on May 19, 1934, which provided in Article VI, Section 1, thereof, for the Code Authority to be selected as set forth therein; and,

WHEREAS, said Code of Fair Competition as approved contained in Article VI, Section 3, the following provision:

“In order that the Code Authority shall at all times be truly representative of the Industry and in other respects comply with the provisions of the Act, the Administrator may prescribe such hearings as he may deem proper and may require an appropriate modification in the method of selection of the Code Authority”, and,

WHEREAS, pursuant to the power reserved therein and otherwise, the Administrator for Industrial Recovery held certain hearings for the purpose of determining and/or for the purpose of adopting appropriate Amendments to Article VI, Sections 1, 2 and 3 of said Code, whether said Code Authority (Section 1, Article VI) as constituted was truly representative of the Industry, and whether and in what material respects said Code Authority (Section 1, Article VI) may not be tending to effectuate the policy of Title I of the National Industrial Recovery Act and the provisions of said Code.

WHEREAS, the National Industrial Recovery Board finds that said Section 1 of Article VI should be amended to provide for an additional member on the Code Authority for said Industry (to be designated by the Board of Directors of the American Fur Manufacturers Association), and to permit the election of a Chairman for said Code Authority without affiliation with said Industry and without vote, and that said Industry members selected shall be subject to the approval of and recognition by the National Industrial Recovery Board, and

WHEREAS, the National Industrial Recovery Board has made further provisions in Section 3, whereby it shall have the right to

withdraw its approval and recognition of any member chosen under the provision of Section 1 of this Article for cause,

NOW, THEREFORE, on behalf of the President of the United States, the National Industrial Recovery Board, pursuant to authority vested in it by Executive Orders of the President, including Executive Order #6859, dated September 27, 1934, and otherwise, does hereby incorporate by reference, said annexed report and findings, and does find that said Amendments and the Code as constituted after being amended comply in all respects with the pertinent provisions and will promote the policy and purposes of said Title I of said Act, and does hereby order that said Amendments be and they are hereby approved, and that the previous approval of said Code is hereby amended to include an approval of said Code in its entirety as amended, such approval and such amendments to take effect twenty days from the date hereof, unless good cause to the contrary is shown to the National Industrial Recovery Board before that time and the National Industrial Recovery Board issues a subsequent order to that affect.

NATIONAL INDUSTRIAL RECOVERY BOARD,
By W. A. HARRIMAN, *Administrative Officer*.

Approval recommended:

PRENTISS L. COONLEY,
Division Administrator.

WASHINGTON, D. C.,
February 13, 1935.

REPORT TO THE PRESIDENT

The PRESIDENT,
The White House.

SIR: This is a report on the Amendments to the Code of Fair Competition for the Fur Manufacturing Industry, and on the hearing conducted thereon in Washington, D. C., August 24, 1934.

GENERAL STATEMENT

The Code, under Article VI, Section 3, provides as follows:

"In order that the Code Authority shall at all times be truly representative of the Industry and in other respects comply with the provisions of the Act, the Administrator may prescribe such hearings as he may deem proper, and may require an appropriate modification in the method of selection of the Code Authority."

In accordance with this provision, on August 11, 1934, a hearing was called for August 24, 1934. Based upon the evidence presented at this hearing, together with the preceding evidence which dated back prior to the formulation of the Code, two Amendments are submitted:

RÉSUMÉ OF AMENDMENTS

1. To the first paragraph of Section 1 has been added a clause making the selection of the Code Authority members subject to the approval of and recognition by the National Industrial Recovery Board.

2. The insertion into the Code of a new Sub-section (c) of Section 1 of Article VI, which provides for representation on the Code Authority by the American Fur Manufacturers' Association.

3. The substitution in Section 2 of Article VI of National Industrial Recovery Board for Administrator.

4. A new Sub-section (i) is added to Section 1 of Article VI, which provides for the election of a Chairman, either within the Industry or outside the Industry, but without vote. This was done in order to eliminate a feeling that a Chairman elected from among the Members of the Board might be prejudiced in his attitude. Therefore, an opportunity is given to elect a Chairman from outside the Industry who would be acceptable to the majority of the Members of the Board.

5. The addition of a new Sub-section to Section 3 which gives the National Industrial Recovery Board power to withdraw its approval or recognition of any member of the Code Authority for cause.

The Deputy Administrator, in his final report to us on said Amendments to said Code, having found as herein set forth and on the basis of all the proceedings in this matter:

The National Industrial Recovery Board finds that:

(a) The Amendments to the said Code and the Code as amended are well designed to promote the policies and purposes of Title I of the National Industrial Recovery Act, including the removal of obstructions to the free flow of interstate and foreign commerce which tend to diminish the amount thereof, and will provide for the general welfare by promoting the organization of industry for the purpose of cooperative action among trade groups, by inducing and maintaining united action of labor and management under adequate governmental sanction and supervision, by eliminating unfair competitive practices, by promoting the fullest possible utilization of the present productive capacity of the industries, by avoiding undue restrictions of production (except as may be temporarily required), by increasing the consumption of industrial and agricultural products through increasing purchasing power, by reducing and relieving unemployment, by improving standards of labor, and by otherwise rehabilitating industry.

(b) The Code as amended complies in all respects with the pertinent provisions of said Title of said Act, including without limitation Sub-section (a) of Section 3, Sub-section (a) of Section 7 and Sub-section (b) of Section 10 thereof.

(c) The Code empowers the National Industrial Recovery Board to present the aforementioned amendments.

(d) The Amendments and the Code as amended are not designed to and will not permit monopolies or monopolistic practices.

(e) The Amendments and the Code as amended are not designed to and will not eliminate or oppress small enterprises and will not operate to discriminate against them.

(f) Those engaged in other steps of the economic process have not been deprived of the right to be heard prior to approval of said Amendments.

For the National Industrial Recovery Board:

W. A. HARRIMAN,
Administrative Officer.

FEBRUARY 13, 1935.

AMENDMENT TO CODE OF FAIR COMPETITION FOR THE FUR MANUFACTURING INDUSTRY

1. To amend Article VI, Sections 1, 2, and 3 of the Code of Fair Competition for the Fur Manufacturing Industry by substituting the following:

ARTICLE VI

1. A Code Authority is hereby constituted to cooperate with the National Industrial Recovery Board in the administration of this Code. The Industry members of said Code Authority shall be selected as hereinafter set forth, subject to the approval of and recognition by the National Industrial Recovery Board:

(a) Two (2) members of the Industry to be designated by the Board of Directors of the Associated Fur Coat and Trimming Manufacturers, Incorporated.

(b) Two (2) members of the Industry to be designated by the Board of Directors of the New York Fur Trimming Manufacturers Association.

(c) Two (2) members of the Industry to be designated by the Board of Directors of the United Fur Manufacturers Association, Incorporated.

(d) One (1) member of the Industry to be designated by the Board of Directors of the Chicago Fur Trimming Manufacturers Association.

(e) One (1) member of the Industry to be designated by the Board of Directors of the American Fur Manufacturers Association.

(f) One (1) member of the Industry shall be elected by the members of the Industry unaffiliated with any of the Associations hereinabove enumerated, and located in Area "A" as defined in Section 6 (a) of Article IV of this Code. Said election shall be conducted under the supervision of the National Industrial Recovery Board or its authorized representative.

(g) One (1) member of the Industry shall be elected by members of the Industry unaffiliated with any of the Associations hereinabove enumerated, and located in any other part of the United States outside of Area "A" as defined in Section 6 (a) of Article IV of this Code. Said election shall be conducted under the supervision of the National Industrial Recovery Board or its authorized representative.

(h) Three (3) Administration Members without vote may be appointed by the National Industrial Recovery Board, two of which may be appointed upon the nomination of the Labor Advisory Board of the National Recovery Administration.

(i) The Code Authority, in its discretion, may elect as Chairman one of its members or any person not a member of the Industry, and in the latter case the Chairman shall be without vote.



2. Each trade or industrial association directly or indirectly participating in the selection or activities of the Code Authority shall (1) impose no inequitable restrictions on membership, and (2) submit to the National Industrial Recovery Board true copies of its articles of association, by-laws, regulations, and any amendments when made thereto, together with such other information as to membership, organization, and activities as the National Industrial Recovery Board may deem necessary to effectuate the purposes of the Act.

3. In order that the Code Authority shall at all times be truly representative of the Industry and in other respects comply with the provisions of the Act and the Code, the National Industrial Recovery Board may prescribe such hearings as it deems proper and may require an appropriate modification in the method of selection and composition of the Code Authority.

(a) The National Industrial Recovery Board shall have the right to withdraw its approval and recognition of any industry members chosen under the provision of Section 1 of this Article for cause.

Approved Code No. 433—Amendment No. 2.
Registry No. 912-03.

